

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO**

In re:

THE FINANCIAL OVERSIGHT AND
MANAGEMENT BOARD FOR PUERTO
RICO,

as representative of

THE COMMONWEALTH OF PUERTO RICO, *et
al.*,

Debtors.¹

PROMESA Title
III

Case No. 17-03283 (LTS)

(Jointly Administered)

**U.S. BANK'S SECOND AMENDED EXHIBIT LIST
IN CONNECTION WITH THE PLAN CONFIRMATION HEARING
AND WITHDRAWAL OF MOTION TO SEAL**

To the Honorable United States District Judge Laura Taylor Swain:

1. U.S. Bank Trust National Association and U.S. Bank National Association (together "U.S. Bank") hereby submits this second amended list of exhibits (the "Second Amended Exhibit List") for the purpose of submitting the unsealed copy of USB Exhibit N, Settlement Agreement and Invoice Instructions, entered into between AAFAF and U.S. Bank, dated December 21, 2018 (hereinafter referred to as "USB Exhibit N").

¹ The Debtors in the jointly-administered Title III cases, along with each Debtor's respective Title III case number listed as a bankruptcy case number due to software limitations and the last four (4) digits of each Debtor's federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (Bankruptcy Case No. 17 BK 3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation ("COFINA") (Bankruptcy Case No. 17 BK 3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Employees Retirement System of the Government of the Commonwealth of Puerto Rico ("ERS") (Bankruptcy Case No. 17 BK 3566-LTS) (Last Four Digits of Federal Tax ID: 9686); (iv) Puerto Rico Highways and Transportation Authority ("HTA") (Bankruptcy Case No. 17 BK 3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (v) Puerto Rico Electric Power Authority ("PREPA") (Bankruptcy Case No. 17 BK 4780-LTS) (Last Four Digits of Federal Tax ID: 3747); and (vi) Puerto Rico Public Buildings Authority ("PBA") (Bankruptcy Case No. 19 BK 5523-LTS) (Last Four Digits of Federal Tax ID: 3801)

2. On October 27, 2021, U.S. Bank filed the *Notice of Presentment of U.S. Bank's Amended Exhibit List in Connection with the Plan Confirmation Hearing* [ECF 18841] (the "Amended Exhibit List") attaching USB Exhibits A-U with a cover page for USB Exhibit N indicating U.S. Bank would seek to file Exhibit N under seal. Also on October 27, 2021, U.S. Bank filed the *Urgent Motion to Seal Document Ex. N to U.S. Bank's Amended Exhibit List in Connection with the Plan Confirmation Hearing* [ECF 18845] (the "Motion to Seal"). At the time of filing, U.S. Bank had contacted AAFAF through counsel to obtain its concurrence that the confidentiality provisions of USB Exhibit N did not prevent public filing of some or all of USB Exhibit N, but had not yet received a response.

3. Also on October 27, 2021, the Court entered the *Order Granting Motion to Seal for Limited Duration and for Supplemental Briefing* [ECF 18865] (the "Order") which permitted USB Exhibit N to be filed under seal for a limited duration and directing U.S. Bank to file a short brief justifying the continued sealing of USB Exhibit N by November 2, 2020.

4. Since the entry of the Order, AAFAF has now given its consent for USB Exhibit N to be filed unsealed. U.S. Bank hereby respectfully withdraws its Motion to Seal and files this Second Amended Exhibit List to attach the unsealed version of USB Exhibit N. All other USB Exhibits remain previously filed at ECF 18841.

Exhibit Identifier	Description of Exhibit
USB Exhibit A	Certified Copy of the Trust Agreement between PFC and the U.S. Bank as Trustee
USB Exhibit B	PFC 2011 Promissory Notes
USB Exhibit C	PFC 2012 Promissory Notes
USB Exhibit D	Series 2011 A PFC Bonds Letter of Credit

USB Exhibit E	Series 2011 B PFC Bonds Letter of Credit
USB Exhibit F	Series 2012 A PFC Bonds Letter of Credit
USB Exhibit G	Act 164 of December 17, 2001
USB Exhibit H	Act 85 of June 13, 1998
USB Exhibit I	Joint Resolution 523 of August 24, 2000
USB Exhibit J	Act 113 of September 27, 1994
USB Exhibit K	Act No. 21 of 2016, the Debt Moratorium Act
USB Exhibit L	Executive Order 2016-31
USB Exhibit M	Executive Order 2016-30
USB Exhibit N	Settlement Agreement and Invoice Instructions, entered into between AAFAF and U.S. Bank, dated December 21, 2018
USB Exhibit O	Proof of Claim filed by U.S. Bank as Trustee for the PFC Bonds, dated May 18, 2018
USB Exhibit P	Government Development Bank Title VI Solicitation Statement and Qualifying Modification
USB Exhibit Q	Trust Agreement between Puerto Rico Infrastructure Financing Authority with Citibank, dated October 1, 1988
USB Exhibit R	Puerto Rico Public Buildings Authority Resolution No. 468, adopted June 22, 1995
USB Exhibit S	Proof of Claim filed by U.S. Bank as Successor Trustee for the PRIFA Bonds, dated May 18, 2018
USB Exhibit T	Proof of Claim filed by U.S. Bank as Fiscal Agent for the PBA Bonds, dated June 27, 2018
USB Exhibit U	Proof of Claim filed by U.S. Bank as Fiscal Agent for the PBA Bonds, dated July 29, 2020

Respectfully submitted,

Dated: October 29, 2021

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